

COOPERATIVE AGREEMENT

The parties to this Cooperative Agreement (Agreement) are the COUNTY OF SACRAMENTO, DEPARTMENT OF WATER RESOURCES (County) and the SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT (Flood Control District).

- 1) The County and Flood Control District are members of the California Storm Water Quality Task Force (SWQTF) along with other municipal storm water permittees.
- 2) The SWQTF is in the process of revising the 1993 California Storm Water Best Management Practices Handbooks (Handbooks) for municipal operations, construction activities and industrial activities. The Handbook revisions will include sections and information relative to the current and upcoming U.S. Environmental Protection Agency regulations. The project also includes posting the final product on the Internet.
- 3) This project assists the members of the SWQTF in meeting the requirement under federal and state water quality laws to develop storm water management programs to reduce the discharge of pollutants to the maximum extent practicable and to increase awareness by providing guidance in the selection of source and treatment control Best Management Practices.
- 4) Due to the benefits of revising the Handbooks to their stormwater management programs, members of the SWQTF have agreed to participate in cost sharing for the revision of the Handbooks. The total cost for the Handbooks revision project is estimated to be approximately \$330,000.
- 5) The Flood Control District has agreed to collect the cost-share payments from SWQTF members and administer the payment and performance of the Handbook revision services.
- 6) The County agrees to pay the Flood Control District a total amount not-to-exceed Ten Thousand Dollars (\$10,000) as the County's cost share for performance of the Handbook revisions.
- 7) The Flood Control District's representative, Naresh Varma, shall represent the Flood Control District in all matters pertaining to services rendered pursuant to this Agreement and shall administer this Agreement on behalf of the Flood Control District. The County's Stormwater Quality Program Manager, Cecilia Jensen, or her designee, shall be in charge of all matters pertaining to this Agreement on behalf of the County.
- 8) The term of this Agreement shall commence on the date all parties have signed this Agreement and expire on July 1, 2003.
- 9) Any notice or notices required or permitted to be given pursuant to this Agreement may be personally served on the other party by the party giving such notice, or may be served by certified mail, postage prepaid, return receipt

requested, to: County of Sacramento, Department of Water Resources, 827 7th Street, Room 301, Sacramento, CA 95814, and the San Bernardino Flood Control District, 825 East Third Street, San Bernardino, CA 92415-0835.

- 10) The Flood Control District or the County may request amendments to this Agreement. Such amendments shall not be binding or effective unless agreed upon in writing by and between the Flood Control District and the County.
- 11) The Flood Control District agrees to maintain and/or make available at their facilities accurate books and accounting records relative to all its activities related to this program. The Flood Control District will permit the County to examine and make excerpts or transcripts from such data and records, and to examine all invoices, materials, payrolls, records of personnel, and other data relating to all matters covered by this Agreement. The Flood Control District shall maintain all data and records three years after termination of this Agreement.
- 12) No agency or employer-employee relationship is created by virtue of this Agreement, and the County, its officers and employees, shall have no responsibility or liability for any act or omission occurring in connection with performance of the Handbook revisions, except payment of the County's cost share as provided herein.
- 13) It is an express condition of this Agreement that said Agreement shall not be complete or effective until signed by the Director of the Department of Water Resources and by the Flood Control District.

**COUNTY OF SACRAMENTO
DEPARTMENT OF WATER RESOURCES**

**SAN BERNARDINO COUNTY
FLOOD CONTROL DISTRICT**

By: _____
Keith DeVore, Director
Department of Water Resources

By: _____
Dennis Hansberger, Chairman
Board of Supervisors

Dated: _____

Dated: _____

Approved as to form:

By: _____
Lisa Travis, Deputy County Counsel